

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA**

Bradley Henke, individually and on behalf of
all others similarly situated,

Plaintiff,

vs.

Case No. 1:22-cv-00069

Medscan Laboratory, Inc., D/B/A/ Adaptive
Health Integrations,

Defendant.

Toni Seward, on behalf of herself and all
others similarly situated,

Plaintiff,

vs.

1:22-cv-00073

Medscan Laboratory, Inc., d/b/a/ Adaptive
Health Integrations,

Defendant.

Jill Ristine, on behalf of Plaintiff and all other
similarly situated,

Plaintiff,

vs.

1:22-cv-00079

Medscan Laboratory, Inc. (d/b/a Adaptive
Health Integrations),

Defendant.

Beatrice Byrne, individually and on behalf of
all other similarly situated,

Plaintiff,

1:22-cv-00084

vs.

Medscan Laboratory, Inc. d/b/a Adaptive
Health Integrations,

Defendant.

Joseph Krol, individually and on behalf of all
other similarly situated,

Plaintiff,

1:22-cv-00091

vs.

Medscan Laboratory, Inc. d/b/a Adaptive
Health Integrations,

Defendant.

ORDER GRANTING MOTION TO CONSOLIDATE CASES

[¶1] THIS MATTER comes before the Court on a Motion to Consolidate Case filed by the Plaintiffs on June 3, 2022, in Henke v. Medscan Laboratory, Inc. d/b/a Adaptive Health Integrations, case number 1:22-cv-00069. Doc. No. 13. The Parties in Henke filed a stipulation to consolidate the cases. Doc. No. 14.

[¶2] Having considered the record in each of the above-captioned cases, the Court concludes each case has a common question of law or fact and consolidation will avoid unnecessary delay. See Fed. R. Civ. P. 42 (a) (the court has discretion to consolidate cases when they “involve

common questions of law or fact”); E.E.O.C. v. HBE Corp., 135 F.3d 543, 550 (8th Cir. 1998) (claims involving common question of law or fact may be consolidated “to avoid unnecessary cost or delay”). Consolidation will also conserve the resources of the Parties and the Court. Accordingly, the Court **GRANTS** the Plaintiff’s Motion to Consolidate Cases and **ORDERS**:

1. Each of the above-captioned cases shall be **CONSOLIDATED**;
2. A Consolidated Complaint shall be filed within sixty (60) days of this Order;
3. Case Number 1:22-cv-00069 is designated as the lead case;
4. All future filings shall **only be filed in the lead case** (Case Number 1:22-cv-00069);
5. The Caption of all future filings shall only include the lead Case Number, 1:22-cv-00069.

[¶3] **IT IS SO ORDERED.**

DATED June 21, 2022.

A handwritten signature in black ink, appearing to read 'D. Traynor', written over a horizontal line.

Daniel M. Traynor, District Judge
United States District Court